

Message Text

LIMITED OFFICIAL USE

PAGE 01 GENEVA 07482 311857Z

ACTION EB-08

INFO OCT-01 EUR-12 IO-13 ISO-00 FEA-01 AGRE-00 CEA-01

CIAE-00 COME-00 DODE-00 FRB-03 H-01 INR-07 INT-05

L-03 LAB-04 NSAE-00 NSC-05 PA-01 AID-05 SS-15

STR-04 ITC-01 TRSE-00 USIA-06 PRS-01 SP-02 OMB-01

STRE-00 /100 W

-----003606 010504Z /14

R 311746Z AUG 77

FM USMISSION GENEVA

TO SECSTATE WASHDC 787

INFO USMISSION EC BRUSSELS

LIMITED OFFICIAL USE GENEVA 7482

PASS AGRICULTURE AND STR ELECTRONICALLY

EO 11652: N/

TAGS: GATT ETRD EEC

SUBJ: MIPS PANEL

REF: (A) STATE 200907 (B) GENEVA 5145 (C) STATE 139384

1. PENDING THE RETURN OF RESPONSIBLE GATT SECRETARIAT OFFICIALS AND MEMBERS OF FOREIGN DELEGATIONS FROM VACATION MISSION MADE PRELIMINARY SOUNDINGS CONCERNING THE ADDITION OF TWO GATT EXPERTS TO MIP PANEL.

2. AS REPORTED (REFTEL B) EC WILL NOT ACCEPT PANEL MEMBERS WHO DO NOT BELONG TO GENEVA PERMANENT MISSIONS BECAUSE OF ALLEGED POLITICAL INSENSITIVITY OF OUTSIDE EXPERTS. THUS, EXPERTS MENTIONED IN REFTEL C ARE NOT REPEAT NOT ACCEPTABLE TO EC.

3. WE THEREFORE PROPOSE SEEKING THE APPOINTMENT OF TWO ADDITIONAL PANELISTS WHO ARE MEMBERS OF LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 GENEVA 07482 311857Z

GENEVA PERMANENT MISSIONS AND IN POSSESSION OF CONSIDERABLE GATT EXPERTISE.

4. WE WILL TRY TO OBTAIN EC AGREEMENT ON SUCH EXPERTS WITHIN THE NEXT SIX TO EIGHT WEEKS. FAILING THIS WE WOULD PROPOSE THAT THE PANEL

CONTINUE AND CONCLUDE ITS WORK WITH PRESENT
THREE MEMBERS IN ORDER TO BRING THIS IMPORTANT
ISSUE TO A TIMELY CONCLUSION.

5. COMMENT: THE FACT MENTIONED IN REFTEL A
NAMELY QUOTE THAT THE PANEL'S DETERMINATION
CONCERNING THE GATT LEGALITY OF MIPS WOULD
ESTABLISH AN IMPORTANT PRECEDENT UNQUOTE HAS A
MAJOR BEARING ON THE PANEL'S WORK AND POSSIBLE
COMPOSITION. THE GATT SECRETARIAT BUT ALSO MOST
EUROPEAN DELEGATIONS FEAR THAT A CONDEMNATION OF
THE EC'S MIPS FOR TOMATO CONCENTRATE WOULD SET A
LEGAL BASIS FOR CONDEMNING NOT ONLY OTHER MINIMUM
IMPORT PRICE DEVICES UNDER THE CAP BUT ALSO MINIMUM
IMPORT PRICE SCHEMES PRACTICED IN AGRICULTURE BY OTHER
EUROPEAN COUNTRIES. THE LEGALITY OF MIPS IS CONSIDERED
BY MANY DELEGATIONS AS TOO IMPORTANT AN ISSUE TO BE
SETTLED BY A PANEL DECISION. TO ALLAY THESE CONCERNS
WE OUGHT TO MINIMIZE THE POSSIBLE PRECEDENTAL
NATURE OF THE MIP CASE. WE ALSO OUGHT TO STRESS
MORE STRONGLY THE SURETY LICENSE ASPECT OF THE
ISSUE WHICH IN THE CASE OF THE DRIED PRUNE TRADE
IS OF MORE IMMEDIATE CONCERN THAN THE MIP. VANDEN HEUVEL

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: PERSONNEL, COMMITTEES, ECONOMIC AGREEMENTS
Control Number: n/a
Copy: SINGLE
Sent Date: 31-Aug-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977GENEVA07482
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770316-0099
Format: TEL
From: GENEVA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t1977081/aaaaaady.tel
Line Count: 85
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: f24cfb4d-c288-dd11-92da-001cc4696bcc
Office: ACTION EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 77 STATE 200907, 77 GENEVA 5145, 77 STATE 139384
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 10-Mar-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 1393248
Secure: OPEN
Status: NATIVE
Subject: MIPS PANEL
TAGS: ETRD, GATT, EEC
To: STATE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/f24cfb4d-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009